IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 21ST JUNE 2007 / 31ST JYAISHTA 1929

WP(C).No. 31096 of 2006(B)

PETITIONER:

K.P.MOOSAKUTTY,
PALLIKKAL HOUSE, THRIKKULAM, THRIKKULAM-CHEMMAD,
POST PANARAGADI VIA., THIRURANGADI,
MALAPPURAM DISTRICT.

BY ADV. SRI.K.RAMACHANDRAN,
SMT.R.MEERA.

RESPONDENTS:
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1. **REVENUE DIVISIONAL OFFICER,**
   REVENUE DIVISIONAL OFFICE, P.O.TIRUR,
   MALAPPURAM DISTRICT.

2. **THE TAHASILDAR,**
   TIRURANGADI, MALAPPURAM DISTRICT.

3. **DEPUTY TAHASILDAR (ARREAR COLLECTION),**
   TALUK OFFICE, TIRUR, MALAPPURAM DISTRICT.

4. **THE VILLAGE OFFICER,**
   TIRURANGADI, MALAPPURAM DISTRICT.

BY GOVT. PLEADER SRI. BASANT BALAJI.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.31096/2006:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE APPEAL FILED BY THE PETITIONER TO THE R.1.

EXT.P.2: COPY OF THE APPLICATION FOR STAY FILED BEFORE THE R.1.

EXT.P.3: COPY OF THE PETITION FILED BY THE PETITIONER TO RESPONDENT NO.1. DTD. 24/05/2006.

EXT.P.4: COPY OF THE NOTICE SENT BY R.1. DTD. 22/09/2006.

EXT.P.5: COPY OF THE DEMAND NOTICE ISSUED BY THE R.3.

RESPONDENT'S EXHIBITS: **NIL.**

//TRUE COPY//

prv.

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.31096 of 2006

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Dated this the 21st day of June, 2007.

JUDGMENT

Since appeal against building tax assessment is pending before the RDO, W.P. is disposed of with direction to the first respondent to hear the petitioner and dispose of the appeal within a period of three months from now. If petitioner has paid Rs.50,000/- in terms of interim order of this court dated 24.11.2006, recovery of the balance will remain stayed till disposal of appeal. However, if payment is not made, full tax assessed could be recovered and in that event, refund if any will be granted without delay after disposal of appeal.

C.N.RAMACHANDRAN NAIR
Judge

pms